

**RESPONSE UNDER 37 C.F.R. 1.116 -
EXPEDITED PROCEDURE - EXAMINING GROUP 1638**

Attorney's Docket No. 035718/237005

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Abad <i>et al.</i>	Confirmation No.: 5409
Appl. No.: 10/032,717	Group No.: 1638
Filed: October 23, 2001	Examiner: Kubelik, Anne R.
For: GENES ENCODING NOVEL BACILLUS THURINGIENSIS PROTEINS WITH PESTICIDAL ACTIVITY AGAINST COLEOPTERANS	

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of two months to respond to the Office Action dated October 24, 2008.

2. Applicant is ☐ a small entity; ☒ other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

<u>Requested</u>	<u>Fee For Other</u>	<u>Fee for</u>
<u>Than Small Entity</u>	<u>Small Entity</u>	
<input type="checkbox"/> one month	\$130.00	\$65.00
<input type="checkbox"/> two months	\$490.00	\$245.00
<input checked="" type="checkbox"/> three months	\$1,110.00	\$555.00
<input type="checkbox"/> four months	\$1,730.00	\$865.00
<input type="checkbox"/> five months*	\$2,350.00	\$1,175.00

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☐ A check in the amount of \$ is enclosed.

☒ Charge Deposit Account No. 16-0605 for the extension fee in the amount of \$980 (1st month extension already paid February 19, 2009).

☒ All fees are being authorized to be charged to Deposit Account No. 16-0605 when electronically filing.

☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

Respectfully submitted,

/w. murray spruill/

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